

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS**

PHILIPS MEDICAL SYSTEMS )  
(CLEVELAND), INC.; PHILIPS INDIA )  
LTD.; PHILIPS MEDICAL SYSTEMS )  
TECHNOLOGIES LTD.; KONINKLIJKE ) Civil Action No. 1:17-CV-03425  
PHILIPS N.V.; and PHILIPS NORTH )  
AMERICA LLC, ) Judge Robert M. Dow, Jr.  
)  
Plaintiff, )  
)  
v. )  
)  
ZETTA MEDICAL TECHNOLOGIES, )  
LLC; and RONALD J. DUNCAN, )

Defendants.

**DEFENDANTS' MOTION TO DISMISS  
PURSUANT TO RULE 12(b)(6)**

Defendants Zetta Medical Technologies, LLC and Ronald J. Duncan respectfully request, pursuant to Fed. R. Civ. P. 12(b)(6), that the Court dismiss Plaintiffs' Amended Complaint (ECF Dkt. 10) in its entirety. The grounds for this motion are set forth in detail in the accompanying memorandum, submitted herewith.

Dated: July 5, 2017

Respectfully submitted,

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Zetta Medical Technologies, LLC and  
Ronald J. Duncan*

## CERTIFICATE OF SERVICE

I certify that on the 5th day of July, 2017, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

*Counsel for Plaintiffs Philips Medical Systems (Cleveland), Inc.. et al.*

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